



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"Enriching Lives"

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P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

October 23, 2003

IN REPLY PLEASE

REFER TO FILE: **MP-5**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF INTENTION TO VACATE
A PORTION OF VALLEY VIEW AVENUE - LA MIRADA
FUTURE PUBLIC HEARING
SUPERVISORIAL DISTRICT 4
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt the enclosed Resolution of Intention to Vacate, with reservations, a portion of Valley View Avenue southwest of Telegraph Road, in the unincorporated County area, in the vicinity of the City of La Mirada, pursuant to Section 8320, et seq., of the California Streets and Highways Code.
2. Set the matter for hearing not less than 15 days from the adoption of the Resolution pursuant to Section 8320 of the California Streets and Highways Code.
3. Instruct the Executive Officer of the Board to publish the enclosed Notice of Proposed Vacation pursuant to Section 8322 of the California Streets and Highways Code.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD:

Adopt the enclosed Resolution to Vacate with Reservations on the date of the hearing, pursuant to Section 8324 of the California Streets and Highways Code, after finding that:

1. The vacation is categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. The area proposed to be vacated is no longer needed for present or prospective public use, including bicycle paths and trails.
3. The public convenience and necessity require the reservation and exception of easements and rights as set forth in Section 8340 of the California Streets and Highways Code.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Mr. Vito V. Mammana and Ms. Norma Mammana, the underlying fee owners, initiated the vacation of a portion of Valley View Avenue in order to remove from the record all public easement rights in the proposed vacation area.

The proposed vacation area was intended to be utilized for potential realignment of the southbound access from Telegraph Road to Valley View Avenue. However, the current improvements on Telegraph Road and Valley View Avenue negate the need to retain the existing alignment and enable the County to proceed with the proposed vacation. The unimproved area requires periodic maintenance due to overgrown vegetation, weeds, and illegal dumping.

Vacation and abandonment of a portion of Valley View Avenue, variable width, will not cut off access to any adjacent properties or negatively impact the property of others. The vacation also allows us to divest itself of unnecessary and excess right of way. It is in the County's interest to vacate the right of way since it no longer serves the purpose for which it was dedicated, nor is it required for general public access, circulation, or for bicycle paths and trails.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as the vacation of the right of way will result in added revenue through assessment and

taxation, eliminates unnecessary maintenance costs, and removes possible County exposure to liability.

FISCAL IMPACT/FINANCING

Vacation of a portion of Valley View Avenue will not have a negative fiscal impact on the County's budget. A fee of \$ 2,000 has been paid by the petitioners to defray the expenses of investigation, mailings, publication, and posting. The fee is authorized by your Board in Resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321 (d) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be vacated contains approximately 11,900 square feet and is shown on the map attached to each Resolution.

The County's interest was acquired as an easement for road and highway purposes in deed recorded on January 24, 1946, in Official Record Book 22727, page 103, in the Office of the Recorder of the County of Los Angeles.

The Public Streets, Highways, and Service Easement Vacation Law allows your Board to voluntarily relinquish the County's interest and terminate the public's right over a street or highway. Adoption by your Board of Public Work's recommendation terminates the rights of the public to the vacated area and disposes of excess County right of way. Your action will also result in the property being unencumbered of the public easement, thereby allowing the underlying fee owners, to exercise their reversionary rights over the vacated area.

ENVIRONMENTAL DOCUMENTATION

With respect to requirements of CEQA, this proposed vacation is categorically exempt as specified in Class 12 and 21(a), of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Sections 15312 and 15321 of State CEQA Statutes and Guidelines.

IMPACT ON CURRENT SERVICES OR PROJECTS

The County of Los Angeles Fire Department has found that no fire protection facilities will be affected by the proposed vacation. The County of Los Angeles Regional Planning Commission has determined that the proposed vacation of a portion of Valley

The Honorable Board of Supervisor
October 23, 2003
Page 4

View Avenue is not in conflict with the County-Adopted General Plan. Existing easements for utility facilities will be reserved to Verizon California Incorporated, Orchard Dale Water District, and Southern California Edison Company.

CONCLUSION

This action is in the County's interest. Enclosed are a Resolution of Intention and a Resolution to Vacate with Reservations, approved as to form by County Counsel, vacating a portion of Valley View Avenue. Upon adoption of the Resolution of Intention, please transmit two conformed copies of the Resolution and the Notice of Proposed Vacation to Public Works, which will post the notices pursuant to California Streets and Highways Code Section 8323. Upon adoption of the Resolution to Vacate with Reservations, please return one executed original, together with two conformed copies and a copy of the Board's minute order, for further processing. Public Works will record the Resolution and return the executed original Resolution to you when recorded. In the interim, please retain one executed copy for your files.

One approved copy of this letter is requested.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

CVC:in
P5:b\VALLEYVIEW

Enc.

cc: Chief Administrative Office
County Counsel

RESOLUTION OF INTENTION TO VACATE

WHEREAS, it is proposed that a portion of Valley View Avenue, southwest of Telegraph Road (corner), variable-width, vicinity of the City of La Mirada, in the unincorporated area of the County of Los Angeles, State of California, be vacated as a public highway; and

WHEREAS, the proposed vacation has been approved by the Director of the County of Los Angeles Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles, State of California, that it is the intention of said Board of Supervisors to order that the aforementioned right of way (easement) legally described in Exhibit "A" and as shown by the map in Exhibit "B" attached hereto and incorporated herein by this reference covering the right of way in the County of Los Angeles, State of California, be vacated, pursuant to Chapter 3, Part 3, Division 9, of the Streets and Highways Code of the State of California, commencing with Section 8320;

NOW, THEREFORE, IT IS ORDERED by the Board of Supervisors of the County of Los Angeles, State of California, on the _____ day of _____, 20_____, at the hour of _____ a.m./p.m. of said day, is the day and hour, and the Hearing Room of the Board of Supervisors, Room 381 Kenneth Hahn Hall of Administration, 500 West Temple Street (corner of Temple Street and Grand Avenue), Los Angeles, California 90012, is the place fixed by the Board of Supervisors when and where any and all persons having objections to the proposed vacation may appear before the said Board of Supervisors and show cause why said proposed vacation should not be made in accordance with this Resolution.

IT IS FURTHER ORDERED that notices of such proposed vacation to be conspicuously posted, along the lines of the area proposed to be vacated in the manner and in the form required by law, and shall cause same to be published in _____, a newspaper of general circulation published in the County, for at least two successive weeks prior to the day fixed for the hearing.

The foregoing Resolution was on the _____ day of _____, 20_____, adopted and ordered by the Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts for which said Board so acts.

VIOLET VARONA-LUKENS,
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

By _____
Deputy

**VALLEY VIEW AVENUE
AMB 8030-021
T.G. 707 E6
I.M. 084-277
S.D. 4
M0388107**

EXHIBIT "A"

Legal Description

That portion of VALLEY VIEW AVENUE, variable width, described as a portion of Parcel 2 in Deed to the County of Los Angeles for public road and highway purposes, recorded on January 24, 1946, in Book 22727, page 103, of Official Records, in the Office of the Recorder of said County, within the following described boundaries:

Beginning at the southerly terminus of a curve concave to the southwest, having a radius of 600 feet, tangent to a line parallel with and 25 feet southwesterly, measured at right angles, from the northeasterly line of Lot A, Tract No. 3014, as shown on map recorded in Book 76, page 52, of Maps, in said recorder's office, and tangent to the westerly line of the easterly 20 feet of said lot; thence northerly along said westerly line to the beginning of curve concave to the southwest, having a radius of 27 feet, tangent to said last-mentioned parallel line and tangent to the first-mentioned parallel line; thence northwesterly along said last-mentioned curve to said first-mentioned parallel line; thence northwesterly along said first-mentioned parallel line to the beginning of the first-mentioned curve; thence southeasterly along said first-mentioned curve 540.34 feet to the point of beginning.

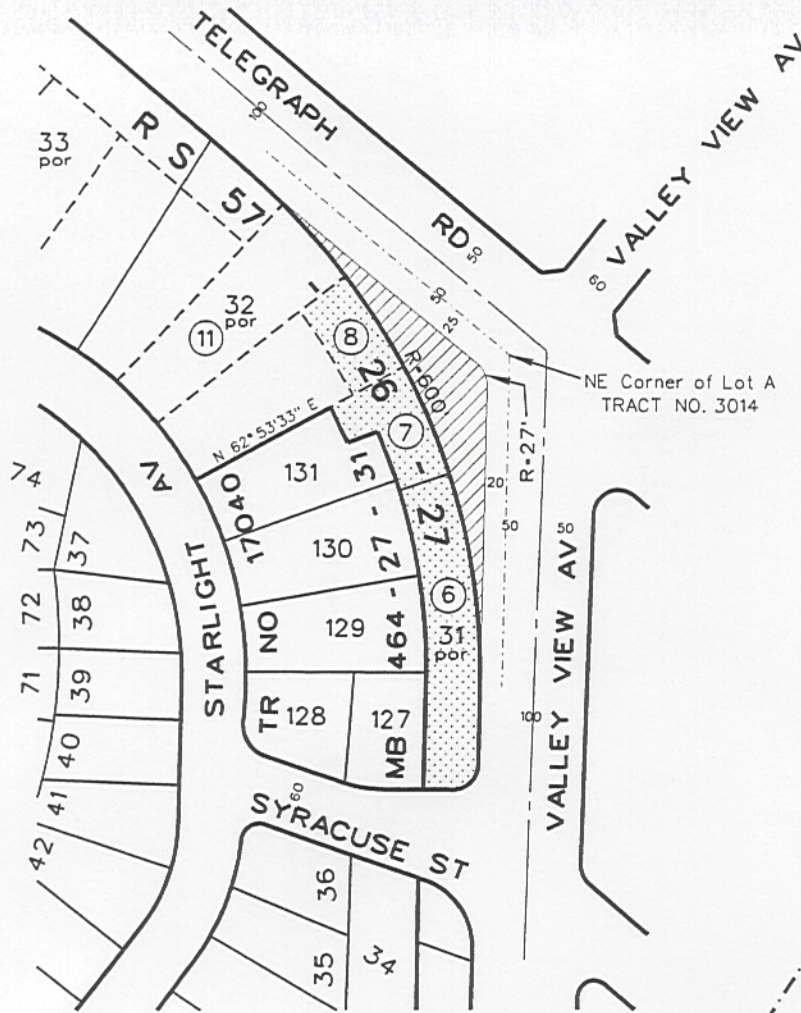
Containing: 11900± square feet.

Description Approved

JAMES A. NOYES
Director of Public Works

By _____
Deputy

RVM:sl
MP-5\Leg valley



SUBJECT
LOCATION

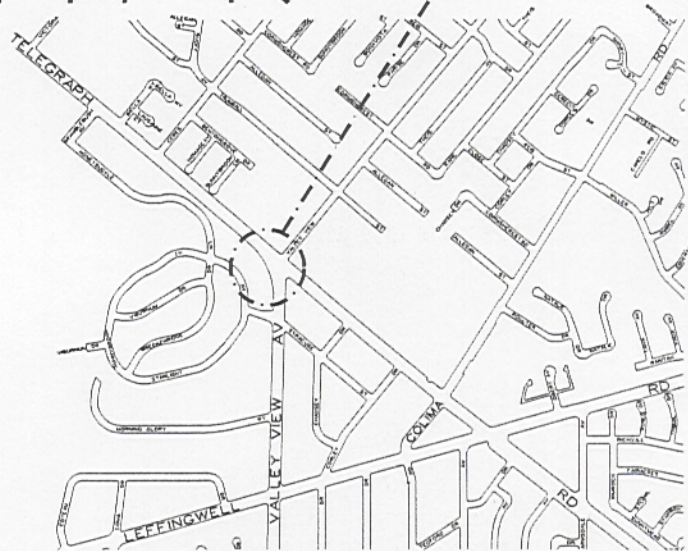
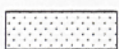


EXHIBIT "B"

LEGEND



Applicant:
Owner of parcels
8030-021-006, 007 & 008



Proposed Vacation
Area = 11900± Sq. Ft.

REVISIONS

1.

2.

3.

DEPARTMENT OF PUBLIC WORKS

MAPPING & PROPERTY MANAGEMENT DIVISION

S.D.
4

R.D.
446

A.M.B.
8030-021

T.G.
707 E/6

PROPOSED VACATION
VALLEY VIEW AVENUE

DRAWING NO.

SCALE
NONE

DATE
12/02/02

I.M.
(084-277)

SW/O TELEGRAPH ROAD

M0388107

**NOTICE OF PROPOSED VACATION OF
A PORTION OF VALLEY VIEW AVENUE IN THE
VICINITY OF THE CITY OF LA MIRADA, IN THE
FOURTH SUPERVISORIAL DISTRICT**

NOTICE IS HEREBY GIVEN that a Resolution of Intention was adopted by the Board of Supervisors of the County of Los Angeles on _____, 20_____, declaring its intention to vacate, with reservations, a portion of Valley View Avenue, southwest of Telegraph Road (corner) (City of La Mirada, CA 90604), in the unincorporated portion of the County of Los Angeles, State of California, in the Fourth Supervisorial District, as described in Exhibit "A" and as shown by the map in Exhibit "B" attached hereto and incorporated herein by this reference.

A hearing on the proposed vacation will be held in the Hearing Room of the Board of Supervisors, Room 381, Kenneth Hahn Hall of Administration, 500 West Temple Street (corner of Temple Street and Grand Avenue), Los Angeles, California 90012, on the _____ day of _____, 20_____, at the hour of _____ a.m./p.m.

By order of the Board of Supervisors of the County of Los Angeles, State of California, adopted _____, 20_____,

VIOLET VARONA-LUKENS,
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

CVC:in:P5:b\VALLEYVIEW

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AMB 8030-021
T.G. 707 E6
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Beginning at the southerly terminus of a curve concave to the southwest, having a radius of 600 feet, tangent to a line parallel with and 25 feet southwesterly, measured at right angles, from the northeasterly line of Lot A, Tract No. 3014, as shown on map recorded in Book 76, page 52, of Maps, in said recorder's office, and tangent to the westerly line of the easterly 20 feet of said lot; thence northerly along said westerly line to the beginning of curve concave to the southwest, having a radius of 27 feet, tangent to said last-mentioned parallel line and tangent to the first-mentioned parallel line; thence northwesterly along said last-mentioned curve to said first-mentioned parallel line; thence northwesterly along said first-mentioned parallel line to the beginning of the first-mentioned curve; thence southeasterly along said first-mentioned curve 540.34 feet to the point of beginning.

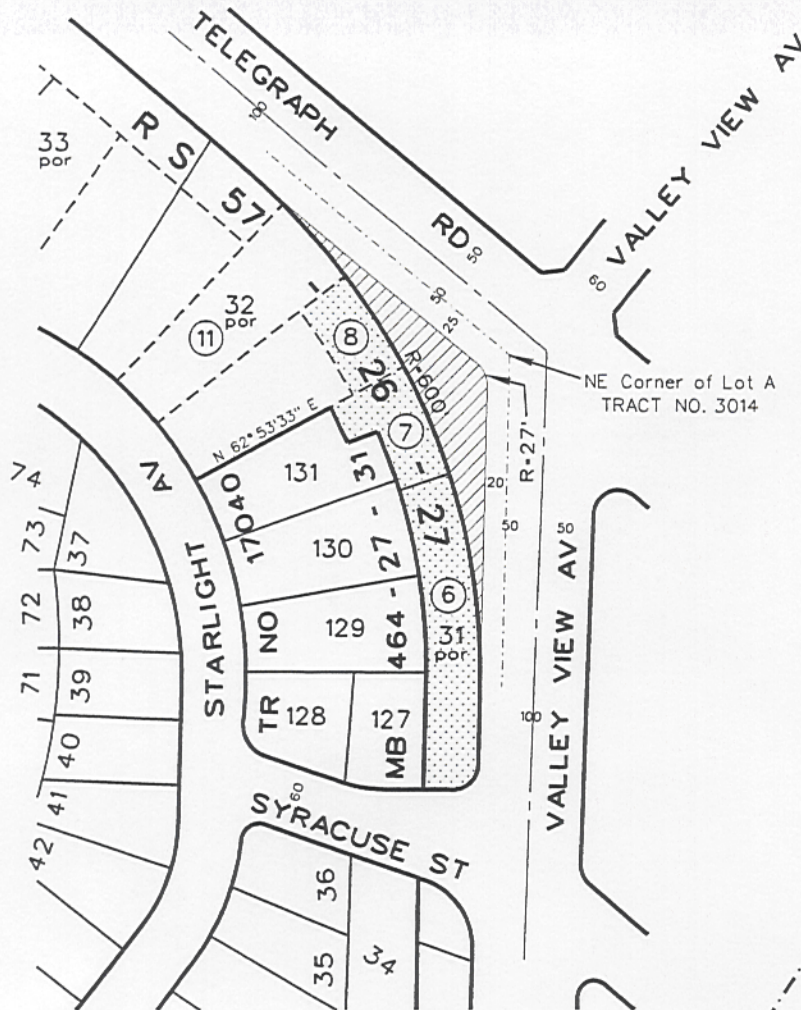
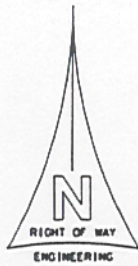
Containing: 11900± square feet.

Description Approved

JAMES A. NOYES
Director of Public Works

By _____
Deputy

RVM:sl
MP-5\Leg valley

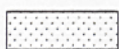


SUBJECT
LOCATION



EXHIBIT "B"

LEGEND



Applicant:
Owner of parcels
8030-021-006, 007 & 008



Proposed Vacation
Area = 11900± Sq. Ft.

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PROPOSED VACATION
VALLEY VIEW AVENUE

DRAWING NO.

SCALE
NONE

DATE
12/02/02

I.M.
(084-277)

SW/O TELEGRAPH ROAD

M0388107

RESOLUTION TO VACATE WITH RESERVATIONS

WHEREAS, the Board of Supervisors of the County of Los Angeles, State of California, did on _____, 20_____, adopt the Resolution of Intention to Vacate as a public Highway a portion of Valley View Avenue southwest of Telegraph Road (corner), variable width, vicinity of the City of La Mirada, in the County of Los Angeles, State of California, legally described in Exhibit "A" and shown by map in Exhibit "B" attached to said Resolution; pursuant to Chapter 3, Part 3, Division 9, of the Streets and Highways Code of the State of California commencing with Section 8320; and

WHEREAS, pursuant to said Resolution, notice of proposed vacation has been given by publication and by posting; and

WHEREAS, said Board of Supervisors held a public hearing on said proposed vacation _____, 20_____; and

WHEREAS, said Board of Supervisors has found and determined that, the area to be vacated is no longer necessary for present or prospective public use based upon the following facts: That the subject right of way is not required for general public access and circulation, including bicycle paths and trails;

NOW, THEREFORE, IT IS ORDERED by the Board of Supervisors of the County of Los Angeles, State of California, that the above-referenced right of way is hereby vacated pursuant to Chapter 3, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8320; reserving and excepting therefrom easements and rights for utility facilities owned by Verizon California Incorporated, Orchard Dale Water District, and Southern California Edison Company as set forth in Sections 8340 and 8341 of said Streets and Highways Code;

AND BE IT FURTHER RESOLVED that the Department of Public Works be authorized to record the certified original Resolution in the office of the Recorder of the County of Los Angeles, at which time the area vacated will no longer be a public street or highway.

The foregoing Resolution was on the _____ day of _____, 20_____, adopted by the Board of Supervisors of the County of Los Angeles, State of California.

VIOLET VARONA-LUKENS,
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

By _____
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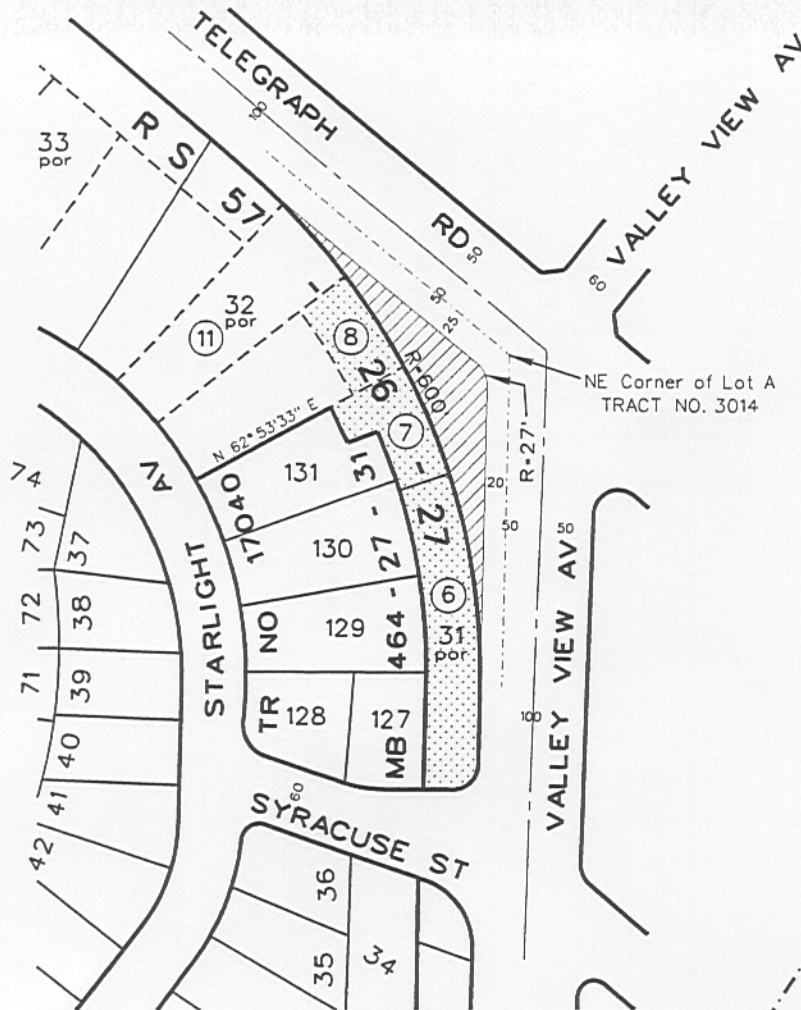
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By _____
Deputy

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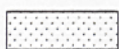


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Owner of parcels
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